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VNUS Medical Technologies, Inc.

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

VNUS MEDICAL TECHNOLOGIES, INC.,

CASE NO. 08-CV-3129 JCS

Plaintiff,

v.

**DECLINATION TO PROCEED  
BEFORE A MAGISTRATE JUDGE AND  
REQUEST FOR REASSIGNMENT TO A  
UNITED STATES DISTRICT JUDGE**

BIOLITEC, INC., DORNIER MEDTECH  
AMERICA, INC., and NEW STAR LASERS,  
INC. d/b/a COOLTOUCH, INC., DAVID S.  
CENTANNI, and TYRELL L. SCHIEK


Defendants.

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge. In that regard, VNUS notes that it has designated this case as related to *VNUS Medical Technologies, Inc. v. Diomed Holdings, Inc., et al.* (Case No. C05-02972 MMC), which is before The Honorable Maxine M. Chesney, and expects to file an administrative motion to consider whether these cases should be related, pursuant to Civil Local Rules 3-12 and 7-11.

Dated: July 10, 2008

Signature

  
(<sup>att</sup>237557)

Counsel for Plaintiff

(Plaintiff, Defendant, or indicate "pro se")